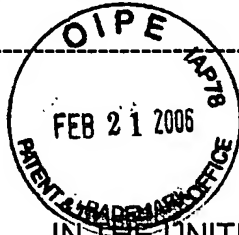


Commissioner for Patents

Serial No. 10/646,486

Page 12



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Eric Ryba	)	
		)	
Serial No:	10/646,486	)	Art Unit
		)	3739
Filed:	August 22, 2003	)	
		)	
For:	RESHAPEABLE TIP FOR A CRYOPROBE	)	
		)	
Examiner:	Rosiland Stacie Rollins	)	
		)	
Customer No:	23862	)	
		)	
Attorney Docket:	11350.23	)	

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 16th day of February, 2006.

DEBRA D. BURNS  
Legal Document Assistant

Transmitted: Response to Final Office Action dated December 16, 2005.

respoatd12-16-05:ddb



PATENT

## NYDEGGER & ASSOCIATES

ATTORNEYS AT LAW

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Eric Ryba	)	
Serial No:	10/646,486	)	
Filed:	August 22, 2003	)	Art Unit
For:	RESHAPEABLE TIP FOR A CRYOPROBE	)	3739
Examiner:	Rosiland Stacie Rollins	)	
Customer No:	23862	)	
Attorney Docket:	11350.23	)	

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response for entry in the above-identified application.

X Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

     A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

X No additional fee is required.

						SMALL ENTITY		OTHER THAN A SMALL ENTITY		
CLAIMS REMAINING AFTER AMENDMENT			HIGHEST NO. PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	ADDIT. FEE	<u>OR</u>	RATE	ADDIT. FEE
TOTAL	19	MINUS	20	=	0	X 25	= \$		X 50	= \$
INDEP.	3	MINUS	3	=	0	X 100	= \$		X 200	= \$
1ST PRESENTATION OF MULTIPLE DEPEND. CLAIM +						180	= \$		+360	= \$
TOTAL ADDIT. FEE							\$-0-	OR	TOTAL \$	

\_\_\_\_ Please charge my Deposit Account No. 14-1519 in the amount of \$\_\_\_\_\_.

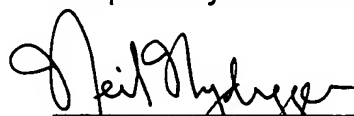
\_\_\_\_ Check No. \_\_\_\_\_ in the amount of \$\_\_\_\_\_ is attached.

X The commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 14-1519, pertaining to i) any filing fees under 37 CFR 1.16 for the presentation of extra claims; ii) any patent application processing fees under 37 CFR 1.17. Copies in triplicate of this sheet are enclosed.

X Any additional extension of time required for the timely submission of this paper, the fees for which have not been previously paid, is hereby petitioned for and requested.

DATED this 16th day of February, 2006.

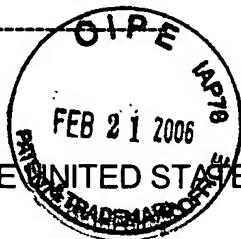
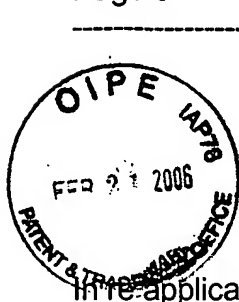
Respectfully submitted,



NEIL K. NYDEGGER  
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Registration No. 30,202

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San Diego, California 92103  
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PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re-application of:	Eric Ryba	)
		)
Serial No:	10/646,486	) Art Unit
		) 3739
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DEBRA D. BURNS  
Legal Document Assistant

Transmitted: Transmittal of Response to Final Office Action dated December 16, 2005.

oaflepto:ddb

ZW AF



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Eric Ryba	)	
		)	
Serial No:	10/646,486	)	Art Unit
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		)	
Customer No:	23862	)	
		)	
Attorney Docket:	11350.23	)	

RESPONSE TO FINAL OFFICE ACTION

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action dated December 16, 2005, having a shortened statutory period for response set to expire on March 16, 2006, please consider the following remarks concerning the above-captioned patent application.